

-Firm I. D. No. 22231

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

ALLECYN EDWARDS

plaintiff

versus

CHICAGO ZOOLOGICAL SOCIETY and
FOREST PRESERVE DISTRICT OF
COOK COUNTY d/b/a BROOKFIELD
ZOO

defendant

COURT #

2009L009751
CALENDAR/ROOM A
TIME 00:00
Premises Liability

FILED-10
09 AUG 18 AM 10:25
CIRCUIT COURT OF COOK
COUNTY ILLINOIS
LAW DIVISION
CLERK

COMPLAINT AT LAW
COUNT I
(Wilfull and Wanton Negligence)

The plaintiff, ALLECYN EDWARDS, by attorneys, MUNDAY & NATHAN, and makes the following allegations against the defendant, CHICAGO ZOOLOGICAL SOCIETY and FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO:

1. On the 20th day of August, 2008, the defendant, CHICAGO ZOOLOGICAL SOCIETY and FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO, operated, managed, maintained and controlled certain premises located at 8400 31st ST, Brookfield Illinois, in the City of Brookfield, County of Cook, and State of Illinois.

2. On the 20th day of August, 2008, the plaintiff, ALLECYN EDWARDS, was a pedestrian lawfully walking along or upon the floor where the bleachers are at the dolphin exhibit within the above described premises located at 8400 31st ST, Brookfield Illinois, in the City of Brookfield, County of Cook, and State of Illinois.

3. It was the duty of the defendant, CHICAGO ZOOLOGICAL SOCIETY and FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO, to exercise ordinary care and caution in the ownership, management, maintenance and control of the said premises.

4. Not regarding the duty as aforesaid, the defendant was guilty of one or more of the following careless and negligence acts or omissions:

(a) recklessly and willfully trained and encouraged the dolphins to throw water at the spectators in the stands making the floor wet and slippery;

(b) recklessly and willfully caused the said floor where the bleachers are at the dolphin exhibit to become and remain in a wet and slippery condition;

(c) recklessly and willfully failed to provide warnings of the slippery floor when there had been prior accidents due to the slippery floor;

(d) recklessly and willfully failed to provide any mats or other slip resistant strips on the floor when the staff knew the floor would get wet and slippery due to the dolphins being trained and encouraged to throw water on the same;

5. As a direct and proximate result of the careless and negligent acts of the defendant, CHICAGO ZOOLOGICAL SOCIETY and FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO, the plaintiff was caused to fall to the ground while walking upon or along the said area.

6. As a direct and proximate result of the aforesaid, the plaintiff, ALLECYN EDWARDS, suffered injuries of a personal and pecuniary nature, including but not limited to, lost wages, medical expenses, pain and suffering, and physical and emotional trauma, all of which are permanent.

WHEREFORE, the plaintiff, ALLECYN EDWARDS, asks judgment against the defendant, CHICAGO ZOOLOGICAL SOCIETY and FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO, in a sum in excess of Fifty Thousand (\$50,000) Dollars, which will fairly compensate the plaintiff for the injuries sustained.

COUNT II
(Wilfull and Wanton Negligence)

The plaintiff, ALLECYN EDWARDS, by attorneys, MUNDAY & NATHAN, and makes the following allegations against the defendant, FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO:

1. On the 20th day of August, 2008, the defendant, FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO, owned, operated, managed, maintained and controlled certain premises located at 8400 31st ST, Brookfield Illinois, in the City of Brookfield, County of Cook, and State of Illinois.

2. On the 20th day of August, 2008, the plaintiff, ALLECYN EDWARDS, was a pedestrian lawfully walking along or upon the floor where the bleachers are at the dolphin exhibit within the above described premises located at 8400 31st ST, Brookfield Illinois, in the City of Brookfield, County of Cook, and State of Illinois.

3. It was the duty of the defendant, FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO, to exercise ordinary care and caution in the ownership, management, maintenance and control of the said premises.

4. Not regarding the duty as aforesaid, the defendant was guilty of one or more of the following careless and negligence acts

or omissions:

(a) recklessly and willfully trained and encouraged the dolphins to throw water at the spectators in the stands making the floor wet and slippery;

(b) recklessly and willfully caused the said floor where the bleachers are at the dolphin exhibit to become and remain in a wet and slippery condition;

(c) recklessly and willfully failed to provide warnings of the slippery floor when there had been prior accidents due to the slippery floor;

(d) recklessly and willfully failed to provide any mats or other slip resistant strips on the floor when the staff knew the floor would get wet and slippery due to the dolphins being trained and encouraged to throw water on the same;

5. As a direct and proximate result of the careless and negligent acts of the defendant, FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO, the plaintiff was caused to fall to the ground while walking upon or along the said area.

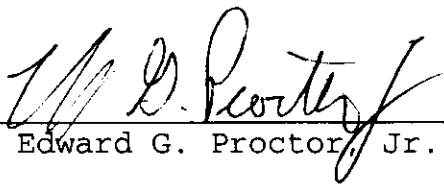
6. As a direct and proximate result of the aforesaid, the plaintiff, ALLECYN EDWARDS, suffered injuries of a personal and pecuniary nature, including but not limited to, lost wages, medical expenses, pain and suffering, and physical and emotional trauma, all of which are permanent.

WHEREFORE, the plaintiff, ALLECYN EDWARDS, asks judgment against the defendant, FOREST PRESERVE DISTRICT OF COOK COUNTY d/b/a BROOKFIELD ZOO, in a sum in excess of Fifty Thousand (\$50,000) Dollars, which will fairly compensate the plaintiff for the injuries sustained.

33 North Dearborn Street
Suite 2220

MUNDAY & NATHAN,
Attorneys for the plaintiff

Chicago, IL 60602
(312) 346-5678

By: 
Edward G. Proctor Jr.

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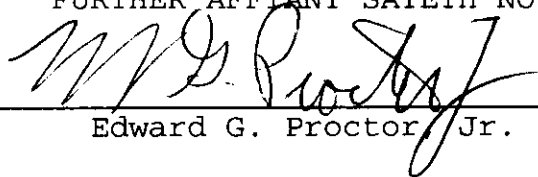
AFFIDAVIT OF Edward G. Proctor, Jr.

I, Edward G. Proctor, Jr., being duly sworn under oath depose and state as follows:

1. That I am the attorney who prepared the complaint for the above-captioned matter.

2. That I believe that this case is worth greater than \$50,000 based upon information and belief.

FURTHER AFFIANT SAYETH NOT



Edward G. Proctor, Jr.

SUBSCRIBED TO AND SWORN TO BEFORE ME
THIS August 15, 2009.


NOTARY PUBLIC

OFFICIAL SEAL
MABEL DOMINGUEZ
Notary Public - State of Illinois
My Commission Expires Jun 30, 2013